

REMARKS

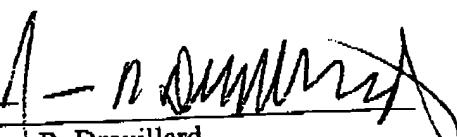
Claims 1-8 are pending in the application. In this response Claims 1 and 6 are amended and Claims 9 and 9 are canceled. Claim 4, which was erroneously set forth in a previous office action, has been restated correctly in its original form.

As amended, independent Claims 1 and 6 recite that Applicants' washer system includes first and second reservoirs for freezable and freeze resistant fluid, and a mixer for instantaneously combining fluids from the first and second reservoirs. A fluid distribution system operatively associated with the mixer consumes all the fluid passing through the mixer at the time the fluid is mixed. Finally, a controller operatively connected with the mixer determines the relative proportion for combining fluids from the first and second reservoirs. The proposed amendment is clearly supported by the case as originally filed, including the drawings, claims and specification.

It is as clear as a newly cleaned windshield that Applicants' mixer instantaneously combines the two fluids because Applicants' mixer is a mixing valve and pump combination having no reservoir or storage capacity for mixed fluid in Applicants' system. Herein lies a patentable distinction respecting the Müller reference relied upon by the Examiner as the basis for his rejection under 35 U.S.C. §102.

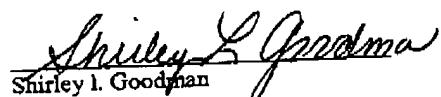
Müller discloses a system in which a metering device, M, injects an amount of antifreeze into a reservoir, R. Müller has no means for mixing the fluid other than by vibrations of the vehicle. (Müller, col. 3 lines 36-41.) As a result, Müller cannot instantaneously combine and deliver fluids in a mixed state. This would require that the additive fluid somehow be agitated in an impossibly more powerful manner than that achievable by relying on random, road-induced vibrations. As a result, Applicants respectfully submit that Claims 1 and 6, as amended, patentability define over Müller and should be passed to issue along with Claims 2-5 and 7-8. Such action is earnestly solicited.

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Dated: January 28, 2005CERTIFICATE OF MAILING

I hereby certify that the enclosed Amendment is being sent via central fax # (703) 872-9306 to Mail Stop
Amendment, Commissioner of Patents on this 28th day of January, 2005.


Shirley L. Goodman